

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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KAROLINA MARIA, MARCINIAK-DOMINGUES :  
AGRA, and PEDRO MARCINIAK-DOMINGUES :  
GONCALVES AGRA, :

*Plaintiff,* :

-against- :

MASSACHUSETTS INSTITUTE OF TECHNOLOGY, :  
PRESIDENT AND FELLOWS OF HARVARD :  
COLLEGE, BOSTON CHILDREN’S HOSPITAL, :  
MARINE BIOLOGICAL LABORATORY, :  
UNIVERSITY OF CHICAGO, :  
ROCKEFELLER UNIVERSITY, and :  
NATIONAL SCIENCE FOUNDATION (NSF)— :  
CENTERS FOR BRAINS, MINDS :  
& MACHINES COOPERATIVE AGREEMENT, :

*Defendants.* :

1:22-cv-10959 (ALC) (SN)

**ORDER**

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**ANDREW L. CARTER, JR., District Judge:**

The Court is in receipt of the parties’ letters regarding Defendants’ anticipated motion to dismiss. ECF Nos. 66-67. Defendants MIT, Harvard, BCH, MBL, UChicago, and RU will file a single joint motion and consolidated memorandum of law to dismiss the First, Tenth, Eleventh, and Fourteenth Causes of Action of the FAC. Defendant NSF will file an individual motion to dismiss the Eleventh Cause of Action on sovereign immunity grounds under FRCP 12(b)(1).

As to the remaining causes of action of the FAC, Defendants MIT, Harvard, BCH, MBL, UChicago, and RU will file individual motions to dismiss, each of which shall not exceed **20** pages.

The briefing schedule for each Defendant’s motion to dismiss the FAC will be as follows:

Defendants’ Motions to Dismiss the FAC: December 1, 2023

Plaintiffs' Opposition:

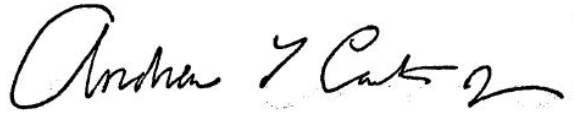
January 3, 2024

Defendants' Replies (if any) due:

January 17, 2024

**SO ORDERED.**

**Dated: November 6, 2023**  
**New York, New York**

A handwritten signature in black ink, appearing to read "Andrew L. Carter, Jr.", written over a horizontal line.

**ANDREW L. CARTER, JR.**  
**United States District Judge**